

IDAHO STATE BOARD OF CHIROPRACTIC PHYSICIANS

December 12, 2001

Board meeting

Roll Call: Dr. Dennis Harper, Chair
Dr. Patrick Mayo
Dr. Zane Sterling
absent Dr. James Hollingsworth
absent Sandra Averill

Others present: Rayola Jacobsen, Bureau Chief
John Kersey, Chief Investigator
Budd Hetrick, Deputy Bureau Chief
Roger Hales, Administrative Attorney
Cherie Simpson, Secretary

Minutes from August 7, 2001, August 29, 2001, October 12, 2001 and October 24, 2001 were reviewed. Minutes stand approved as written.

Ms. Jacobsen was introduced and she gave a summary of her background to members of the Board. She explained that the Bureau was looking into for cost effective travel arrangements for those coming into Boise for board meetings.

Mr. Hetrick explained that he did not have a printed financial report due to some difficulty in getting it printed, but that the report will be distributed to members of the board once it is printed. Mr. Hetrick presented the contract for services between the Idaho Board of Chiropractic Physicians and the Bureau of Occupational Licenses. He explained that the budget was the only change between last years contract and the current contract.

Mr. Kersey presented the Complaint Investigative Report for review. Also attached was Recommended Action on Disciplinary Complaints from Kirsten Wallace.

Moved by Dr. Mayo that the Board go into executive session to discuss potential litigation. Seconded by Dr. Sterling, carried.

Moved by Dr. Sterling that the Board come out of executive session. Seconded by Dr. Mayo, carried.

CHI-L2A-04-01-008 – Moved by Dr. Sterling that letter be drafted stating that the Board recommend no action be taken. Seconded by Dr. Mayo, carried.

CHI-L2A-04-01-009 – Moved by Dr. Sterling that letter be drafted stating that the Board feels the advertisement is not acceptable per rule 450.04. Seconded by Dr. Mayo, carried.

CHI-L2A-04-01-010 and CHI-L2A-04-01-011 – Moved by Dr. Sterling that letter be drafted that advises that advertisements must be in compliance with Rule 450. Seconded by Mr. Mayo, carried.

CHI-P1B-02B-01-012 – Moved by Dr. Mayo that sharp letter of reprimand be sent to the practicing Doctor and that additional investigation be done regarding the possibility of fraudulent insurance billings. Seconded by Dr. Sterling, carried.

CHI-P5A-02B-00-001 and CHI-P3CB-02B-00-013 – no action taken.

Moved by Dr. Sterling that the Board go into executive session to discuss items not subject to public disclosure. Seconded by Dr. Mayo, carried.

Moved by Dr. Sterling that the Board come out of executive session. Seconded by Dr. Mayo, carried.

CHELATION THERAPY

Moved by Dr. Mayo that the Board has included injectibles of nutritional supplements as a part of clinical nutrition methods as part of the scope of practice. Seconded by Dr. Sterling, carried.

PEER REVIEW

Dr. Sterling submitted his recommendations for changes on forms utilized by the peer review committee.

Dr. Moldenhauer appeared before the Board to discuss procedures for peer review. He presented a flow chart and form letters currently used for peer review. Discussion was held on the procedure now in place for the peer review process. It was stated that full communication regarding peer review issues must be maintained between Dr. Moldenhauer and the Board.

Moved by Dr. Mayo that the Chair position of the peer review be brought back to the Board, that Dr. Moldenhauer will be the advisory position, correspondence will go through Cherie Simpson at the Bureau office. Dr. Sterling will be the Chair of the peer review committee. Seconded by Dr. Sterling, carried. The committee will utilize the current committee members and training will be announced at a later date for all the volunteers for the next year. Dr. Sterling and Dr. Mayo will review the forms for peer review with Dr. Moldenhauer.

Moved by Dr. Mayo that the Board Chair contact Dr. Hollingsworth to find out what his commitment is to the Board. Seconded by Dr. Sterling, carried.

Moved by Dr. Sterling that a Documentation Committee be created to establish a documentation standard for Idaho Chiropractic Physicians. The Committee will be made of the following: Dr. Harper to Chair, 2 members chosen from IACP membership, 1 member recommended by Dr. Harold Roberts, and 3 members invited at large from the profession. Letter needs to be sent to IACP and to Dr. Roberts requesting a list of possible members. Seconded by Dr. Mayo, carried.

Marcie McGinty appeared with a request for Continuing Education credits that she received from Brican Corporation, Art and Soul was denied approval. Dr. Harper explained that the Board will approve anything that is germane to Chiropractic and is sponsored by a CCE approved Chiropractic College and usually anything that is submitted by the state association. Moved by Dr. Mayo that if a Doctor is chosen for audit and that Doctors name appears on the list from IACP it constitute verification of attendance. Seconded by Dr. Sterling, carried. Dr. Harper brought up the possibly of increasing the number of hours required per year.

Dr. Rook Torres appeared before the Board and explained to the Board the measures he has taken to be in compliance with the Board requirements. He stated he is currently practicing on State Street in Boise.

Moved by Dr. Sterling that the Board Chair be authorized to execute the contract between the Bureau and the Board. Seconded by Dr. Mayo, carried.

Moved by Dr. Sterling that Dr. Westover be granted ninety days (from the day his license is reinstated) in order to fulfill the continuing education requirements. Seconded by Dr. Mayo, carried.

Next meeting set for March 19, 2002.

Meeting adjourned at 2:10 p.m.

APPROVED BY BOARD 3/19/02